



Date: October 8, 1998

Case No.: 1998-TLC-12

In the Matter of:

J. FRANK SCHMIDT & SON CO.,
Employer.

ORDER OF DISMISSAL

This matter¹ was docketed on September 28, 1998, for expedited review. By Order dated October 2, 1998, the briefing period was extended as the parties represented that it was likely that the matter was going to be resolved short of a decision on the record. By facsimile transmission received October 5, 1998, counsel for Employer informed this Office that the Regional Administrator and Employer have resolved all issues concerning the application at bench, and labor certification has been granted. As a result, Employer withdraws its request for expedited review.

Accordingly, the above matter is hereby **DISMISSED**.

SO ORDERED.

JOHN M. VITTON
Chief Administrative Law Judge

¹ This matter arises under the temporary agricultural labor or services provision of the Immigration and Nationality Act, 8 U.S.C. § 1101(a)(15)(H)(ii)(a), and its implementing regulations, found at 20 C.F.R. Part 655.